



JFW

PATENT APPLICATION

Our File No.: 20010463.CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re App : Scott T. Latterell, et al. : November 17, 2005
S.N. : 10/657,378 : Art Unit 3739
Filed : February 8, 2003
Allowed : August 16, 2005
For : Bipolar Electrosurgical Instrument
For Cutting, Desiccating and Sealing Tissue

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER RULE 1.56

Applicant(s) herein make available to the Patent and Trademark Office a copy of Form PTO-1449 which lists the following document(s), copies of which are enclosed. This Information Disclosure Statement is being filed in accordance with the following provision(s):

- [X] 37 CFR 1.97(d) After the mailing date of either (1) a final action under § 1.113 or (2) a notice of allowance under § 1.311, whichever occurs first, but before payment of the issue fee.
- [X] The undersigned hereby certifies that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

10/21/2005 HVUONG1 00000052 10657378

01 FC:1806

180.00 OP

[X] Enclosed is a check in the amount of \$180.00 for the fee set forth in 37 CFR § 1.17(p). The Commissioner is hereby authorized to charge any additional fees which may be required under 37 C.F.R. 1.17, or credit any overpayment, to Deposit Account No. 08-1265.

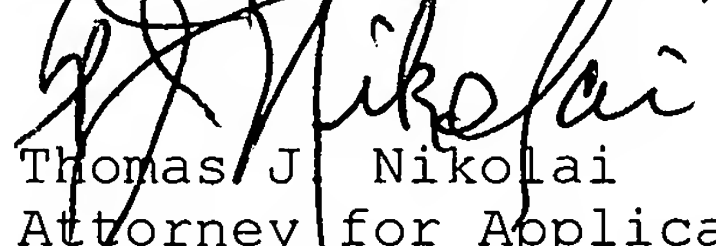
The listed documents are brought to the Examiner's attention because they are known to the applicant and/or the applicant's attorney and may be considered by the Examiner to be material to his/her examination. This listing should not be construed as representation that a search has been made or that no better art exists. No inference should be made that the documents are in fact material merely because they are referenced herein. Moreover, no representation is made that any brief descriptions of the references herein necessarily describe the most material aspects of the references. Further, by this listing, the applicant is not making any admission regarding the relative dates of the invention and listed disclosures.

The Examiner is requested to consider carefully the complete text of these documents in connection with the examination of the above-identified application in accordance with 37 CFR 1.104(a). It is requested that the documents listed on the attached Form PTO-1449 be included in the "References Cited" portion of any patent issuing from this application (M.P.E.P. 1302.12), and that the Examiner initial and return a copy of the form to evidence consideration of the documents.

Dated: October 18, 2005.

Respectfully submitted,

NIKOLAI & MERSEREAU, P.A.


Thomas J. Nikolai
Attorney for Applicant(s)
Registration No. 19,283
900 Second Avenue South
Suite 820
Minneapolis, MN 55402
Phone: 612-339-7461



CERTIFICATE OF MAILING

I hereby certify that the foregoing Information Disclosure Statement Under Rule 1.56, a Form PTO-1449, a copy of each listed foreign patent, and a check in the amount of \$180.00 to cover fee set forth in 37 CFR § 1.17(p). all to be filed in connection with application Serial No. 10/657,378 of inventors, Scott T. Latterell, et al., filed September 8, 2003, for "Bipolar Electrosurgical Instrument for Cutting, Desiccating and Sealing Tissue" are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 18, 2005.

Linda J. Cur



Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)	Docket Number 20010463.CIP	Application Number 10/657,378
	Applicant Scott T. Latterell, et al.	
	Filing Date Sept. 8, 2003	Group Art Unit 3739

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,270,497	8/7/2001	Sekino Naomi et al.			
	6,273,887	8/14/2001	Yamauchi Kouji et al.			
	6,334,860	1/1/2002	Dorn JÜ et al.			
	2003/139741A1	7/24/2003	Owen et al.			
	2004/006340A1	1/8/2004	Latterell et al.			
	2002/198525A1	12/26/02	Schulze et al.			
	WO97/05829 A	2/20/97	Cabot Technology			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO
	1 287 788 A	3/5/ 2003	EP				
	42 42 143 A1	6/16/ 94	DE				
	0 797 959 A	1/10/ 97	EP				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Papers, Etc.)

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line	